LC 0271

INTRODUCED BY Lune Goodown

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A BILL FOR AM ACT ENTITLED: "AN ACT TO AMEND SECTION 16-807, R.C.M. 1947, AMD TO ALLOW COUNTY FAIR COMMISSIONS TO

6 CREATE CAPITAL IMPROVEMENT FUNDS AND PROVIDING FOR THEIR

REGULATION."

44th Legislature

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24 25 BE IT EMACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 16-807, R.C.M. 1947, is amended to

11 read as follows:

and 16-1407.2."

become indebted in any manner or for any purpose to an amount, including existing indebtedness, in the aggregate exceeding five per centum of the assessed value of the taxable property therein, to be ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness, and all bonds or obligations in excess of such amount given by or on behalf of such county are void. No county must may incur any indebtedness or liability for any single purpose to an amount exceeding forty thousand dollars (\$40,000) without the approval of a majority of the electors thereof voting at an election to be provided by law; except as provided in sections 16-1407.1

- 1 Section 2. There is a new R.C.M. section numbered
- 2 16-1407.1 that reads as follows:
- 3 16-1407.1. Capital improvement fund authorized. The
- 4 fair commission of any county in Montana is authorized to
- 5 establish, by a vote of the majority of the commission, a
- 6 capital improvement fund for the replacement and acquisition
- 7 of property, buildings, or equipment costing more than five
- 8 thousand dollars (\$5,000) and which has a useful life of
- 9 five (5) years or more.
- 10 Section 3. There is a new R.C.M. section numbered
- 11 16-1407.2 that reads as follows:
- 12 16-1407.2. Funding of capital improvements --
- 13 restriction -- interest paid to county. (1) Money for the
- 14 capital improvement fund shall be derived from the
- 15 unexpended money obtained by the fair commission under
- 16 section 16-1406.
- 17 (2) The capital improvement fund may not exceed at any
- 18 time a competent estimate of the cost of the adopted capital
- 19 improvement program.
- 20 (3) All interest earned on the money in the capital
- 21 improvement fund shall be paid into the county general fund.

Approved by Comm. on Local Government

1 INTRODUCED BY 2

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A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 4

16-807, R.C.M. 1947, AND TO ALLOW COUNTY FAIR COMMISSIONS TO

CREATE CAPITAL IMPROVEMENT FUNDS AND PROVIDING FOR THEIR

REGULATION." 7

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA: 9

10 Section 1. Section 16-807, R.C.M. 1947, is amended to

read as follows: 11

and 16-1407.2."

\*16-807. Limit of indebtedness. No county must may become indebted in any manner or for any purpose to an amount, including existing indebtedness, in the aggregate exceeding five per centum of the assessed value of the taxable property therein, to be ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness, and all bonds or obligations in excess of such amount given by or on behalf of such county are void. No county must may incur any indebtedness or liability for any single purpose to an amount exceeding forty thousand dollars (\$40,000) without the approval of a

majority of the electors thereof voting at an election to be

provided by law; except as provided in sections 16-1407.1

1 Section 2. There is a new R.C.M. section numbered 2 16-1407.1 that reads as follows:

3 16-1407.1. Capital improvement fund authorized. The fair commission of any county in Montana is authorized to 5 establish, by a vote of the majority of the commission, a

capital improvement fund for the replacement and acquisition

7 of property, buildings, or equipment costing more than five

8 thousand dollars (\$5,000) and which has a useful life of

five (5) years or more.

10 Section 3. There is a new R.C.M. section numbered

11 16-1407.2 that reads as follows:

16-1407.2. Funding of capital improvements 13 restriction -- interest paid to county. (1) Money for the 14 capital improvement fund shall be derived from

15 unexpended money obtained by the fair commission under

16 section 16-1406.

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17 (2) The capital improvement fund may not exceed at any

18 time a competent estimate of the cost of the adopted capital

19 improvement program.

20 (3) All interest earned on the money in the capital

21 improvement fund shall be paid into the county general fund.

1 Sente BILL NO. 95
2 INTRODUCED BY Lune Bondown

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A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 16-807, R.C.M. 1947, AND TO ALLOW COUNTY FAIR COMMISSIONS TO CREATE CAPITAL IMPROVEMENT FUNDS AND PROVIDING FOR THEIR REGULATION."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 16-807, R.C.M. 1947, is amended to

11 read as follows:

"16-807. Limit of indebtedness. No county must may become indebted in any manner or for any purpose to an amount, including existing indebtedness, in the aggregate exceeding five per centum of the assessed value of the taxable property therein, to be ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness, and all bonds or obligations in excess of such amount given by or on behalf of such county are void. No county must may incur any indebtedness or liability for any single purpose to an amount exceeding forty thousand dollars (\$40,000) without the approval of a majority of the electors thereof voting at an election to be provided by law; except as provided in sections 16-1407.1 and 16-1407.2."

Section 2. There is a new R.C.M. section numbered 16-1407.1 that reads as follows:

3 16-1407.1. Capital improvement fund authorized. The

4 fair commission of any county in Montana is authorized to

5 establish, by a vote of the majority of the commission, a

6 capital improvement fund for the replacement and acquisition

of property, buildings, or equipment costing more than five

8 thousand dollars (\$5,000) and which has a useful life of

9 five (5) years or more.

10 Section 3. There is a new R.C.M. section numbered

11 16-1407.2 that reads as follows:

12 16-1407.2. Funding of capital improvements -

13 restriction -- interest paid to county. (1) Money for the

14 capital improvement fund shall be derived from the

15 unexpended money obtained by the fair commission under

16 section 16-1406.

17 (2) The capital improvement fund may not exceed at any

18 time a competent estimate of the cost of the adopted capital

19 improvement program.

20 (3) All interest earned on the money in the capital

21 improvement fund shall be paid into the county general fund.



44th Legislature SB 0085/02 SB 0085/02

Т	SENATE BILL AO. 85
2	INTRODUCED BY DEVINE, GOODOVER
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4	A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
5	16-807, R.C.M. 1947, AND TO ALLOW COUNTY FAIR COMMISSIONS TO
6	CREATE CAPITAL IMPROVEMENT FUNDS AND PROVIDING FOR THEIR
7	REGULATION."
8	
9	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
10	Section 1. Section 16-807, R.C.M. 1947, is amended to
11	read as follows:
12	"16-807. Limit of indebtedness. No county must may
13	become indebted in any manner or for any purpose to an
1.4	amount, including existing indebtedness, in the aggregate
15	exceeding five per centum of the assessed value of the
16	taxable property therein, to be ascertained by the last
17	assessment for state and county taxes previous to the
18	incurring of such indebtedness, and all bonds or obligations
19	in excess of such amount given by or on behalf of such
20	county are void. No county must may incur any indebtedness
21	or liability for any single purpose to an amount exceeding
22	forty thousand dollars (\$40,000) without the approval of a
23	majority of the electors thereof voting at an election to be
24	provided by law; except as provided in sections 16-1407.1
25	and 16-1407.2."

1 Section 2. There is a new R.C.M. section numbered 16-1407.1 that reads as follows: 2

3 16-1407.1. Capital improvement fund authorized. The fair commission of any county in Montana is authorized to 5 establish, by a vote of the majority of the commission, a

capital improvement fund for the replacement and acquisition of property, buildings, or equipment costing more than five

thousand dollars (\$5,000) and which has a useful life of

five (5) years or more.

10 Section 3. There is a new R.C.M. section numbered 11 16-1407.2 that reads as follows:

12 16-1407.2. Funding of capital improvements restriction -- interest paid to county. (1) Money for the 13 14 capital improvement fund shall be derived from the unexpended money obtained by the fair commission under 15

16 section 16-1406.

17 (2) The capital improvement fund may not exceed at any 18 time a competent estimate of the cost of the adopted capital

19 improvement program.

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(3) All interest earned on the money in the capital 21 improvement fund shall be paid into the county general fund.